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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37CFR1.8) APR 21 2004

PLEASE DELIVER TO EXAMINER FLEMMING SAETHER

Docket No. DYC-10-5598

Applicant(s): Theodore L. Wolf

Serial No.	Filing Date	Examiner	Group Art Unit
<u>10/090,283</u>	<u>March 4, 2002</u>	<u>Flemming Saether</u>	<u>3679</u>

Invention: **METHOD AND STRUCTURE FOR LOCKING NUT WITH DEFORMABLE MEMBER**

I hereby certify that a Request for Continued Examination under 37 CFR 1.114, Request for Continued Examination (RCE) Transmittal form, Declaration of Theodore R. Wolf and Request for Extension of Time are being transmitted via facsimile to the United States Patent and Trademark Office

Fax. No. 703-872-9306 on April 21, 2004, 2004
(Date)

22
(No. of pages)

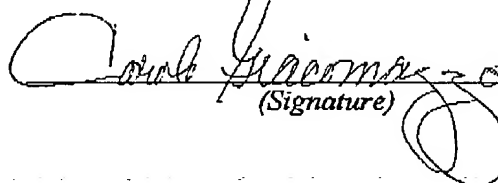
TO: Examiner Fleming Saether

Attached are a REQUEST FOR CONTINUED EXAMINATION UNDER 37 CFR 1.114, RCE TRANSMITTAL FORM PTO/SB/30, DECLARATION OF THEODORE R. WOLF UNDER 37 C.F.R. § 1.132, and REQUEST FOR EXTENSION OF TIME being filed in response to the Office Action dated December 24, 2003.

- ☒ Please charge Deposit Account No. 500645 in the total amount of \$440.00 to cover the fee (\$55.00) for a one month extension of time to respond to the office action and the RCE fee (\$385.00).
- ☒ The Commissioner is hereby authorized to charge payment of the extension and RCE fees associated with this communication or credit any overpayment to Deposit Account No. 500645.

FROM: Patrick J. Daugherty
Phone - (440) 205 3600
Fax - (440) 205 3601
e-mail: pat@driggslaw.com

Carole Giacomazzo
(Typed or Printed Name of Person Signing Certificate)


(Signature)

PTO/SB/30 (5/2000)

Approved for use through xx/xx/xxxx. OMB 0651-0031
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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000,
provides for continued examination of an utility or plant application
filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA).

Application Number	10/090,283
Filing Date	March 4, 2002
First Named Inventor	Wolf
Group Art Unit	3679
Examiner Name	Flemming
Attorney Docket Number	DYC-10-5598

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

NOTE: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53 (d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114

- a. ☐ Previously submitted
- i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☒ Amendment/Reply
- ii. ☒ Affidavit(s)/Declaration (s) under Rule 132
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____

2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)
- b. ☐ Other _____

3. Fees

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 500645
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17)
- iii. ☐ Other _____
- b. ☐ Check in the amount of \$ _____ enclosed
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)

Patrick J. Daugherty

Registration No. (Attorney/Agent)

41,697

Signature

Date

April 21, 2004

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to:
Mail Stop RCE, Commissioner for Patents, Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark

Name (Print/Type)

Carole Giacomazzo

Signature

Date

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND Fees and Completed Forms to the following address: Commissioner for Patents, Box RCE, Washington, DC 20231.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Theodore L. Wolf et al)	Examiner: Flemming Saether
)	
Serial No. 10/090,283)	Art Unit: 3679
)	
Filed: March 4, 2002)	Conf. No. 6591
)	
For: METHOD AND STRUCTURE FOR)	
LOCKING NUT WITH DEFORMABLE)	
MEMBER)	

Attorney Docket No. DYC-10-5598

REQUEST FOR CONTINUED EXAMINATION UNDER 37 CFR 1.114

Mail Stop RCE
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Introductory Comments

Claims 1 through 19 are pending in the application and have been finally rejected by the examiner in his letter of December 24th, 2003.

Applicants hereby request continued examination under 37 CFR 1.114 of the claims as presently before the examiner and as amended and added herewith. Furthermore, in support of the patentability of the claims over the prior art of record, applicants herewith submit a Declaration under Rule 132 by inventor Theodore L. Wolf.

DYC-10-5598